

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
McALLEN DIVISION

UNITED STATES OF AMERICA

vs.

JUAN ANTONIO MORENO
JESSE JOE MATA
ALBERTO VELA

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§

Criminal No. 7:13-cr-0939

**UNOPPOSED
GOVERNMENT’S MOTION TO CONTINUE THE SENTENCING HEARINGS**

The United States of America (“Government”) files this unopposed motion to continue the sentencing hearings of Juan Antonio Moreno (“Moreno”), Jesse Joe Mata (“Mata”) and Alberto Vela (“Vela”):

I.

On February 16, 2021, defendants Moreno, Mata and Vela are scheduled for their sentencing hearings.

II.

Co-defendants Mike Bueno (“Bueno”), Joseph Alberto Lopez (“Lopez”), Margil Reyna (“Reyna”), Joshua Omar Santillan (“Santillan”) and Luis Alberto Tello (“Tello”) were charged with the same home invasion that lead to the murder of Victor Serna in the Houston Division in Criminal No. 4:15-cr-0564.

III.

Defendant Lopez plead guilty to engaging in a RICO conspiracy and is pending sentencing before U.S. District Judge Sim Lake.

Defendant Santillan plead guilty to engaging in a RICO conspiracy and was sentenced pursuant to a binding plea agreement by U.S. District Judge Sim Lake.

V.

Defendants Bueno, Reyna, Tello and eight (8) other defendants are pending trial.

VI.

U.S. District Judge Sim Lake has not scheduled the trial because the Government is waiting for a decision from the United States Attorney General regarding whether the Government will seek the death penalty for several defendants (not defendants Bueno, Reyna, or Tello) charged with offenses which carry the possible punishment of death.

VII.

In order for this Court to make a determination as to the appropriate sentence for defendants Moreno, Mata and Vela, the Government requests a continuance of at least six (6) months to allow U.S. District Judge Sim Lake to conduct the trial of defendants Bueno, Reyna, Tello and the other eight (8) defendants.

Respectfully submitted,

RYAN K. PATRICK
United States Attorney

/s/ Anibal J. Alaniz
Anibal J. Alaniz
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CERTIFICATE OF CONFERENCE

On February 1, 2021, the Government consulted with the following regarding their position to the Government's Motion to Continue the Sentencing Hearings:

Daniel Longoria
Attorney for Juan Antonio Moreno

☒ NOT OPPOSED
☐ OPPOSED
☐ UNABLE TO CONTACT

Daniel Mora
Attorney for Jesse Joe Mata

☐ NOT OPPOSED
☐ OPPOSED
☐ UNABLE TO CONTACT
☒ TAKES NO POSITION

Reno Gonzalez
Attorney for Alberto Vela

☒ NOT OPPOSED
☐ OPPOSED
☐ UNABLE TO CONTACT

/s Anibal J. Alaniz
Anibal J. Alaniz
Assistant United States Attorney

CERTIFICATE OF SERVICE

On February 1, 2021, the Government filed this Unopposed Motion for Continuance of the Sentencing Hearing and served the motion on counsel of record.

/s Anibal J. Alaniz
Anibal J. Alaniz
Assistant United States Attorney